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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

		Application Number	10/722,167
		Filing Date	11/26/2003
		First Named Inventor	Yong-hwan PARK
		Art Unit	
		Examiner Name	
Total Number of Pages in This Submission		Attorney Docket Number	101-R001

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): -Offer to surrender original Letter Patent;
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<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Patrick J. Stanzione
Signature	
Date	February 23, 2005

CERTIFICATE OF TRANSMISSION/MAILING

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/722,167

Confirmation No.: 7516

Applicants : Yong-hwan Park

Filed : November 26, 2003

TC/AU : 2852

Examiner : Quana Mashell Grainger

Docket No. : 101-R001

Customer No. : 38209

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RESPONSE TO OFFICE ACTION

Sir:

Compliance of 37 CFR 1.178

The Examiner stated at item 1 of the Office Action that "[t]he original patent, or a statement as to loss or inaccessibility of the original patent, must be received before this reissue application can be allowed."

In response to the Examiner's statement at item 1 of the Office Action, and in accordance with 37 CFR 1.178(a), attached hereto is an OFFER TO SURRENDER ORIGINAL LETTER PATENT. Accordingly, it is respectfully submitted that since no outstanding matters remain regarding this Reissue Application, and each item of the Office Action has been fully satisfied, allowance and issue of this Reissue Application are earnestly solicited.

Comments on Statement of Reasons for Allowance

Under 37 C.F.R. § 1.104

The Examiner provided a Statement of Reason for Allowance in the Office Action mailed February 1, 2005, in which the Examiner indicated that "the prior art of record does not teach or

Serial No.: 10/722,167

Amdt. Dated:

Comments on Statement of Reasons for Allowance of February 1, 2005

suggest a surface potential changing unit comprising a light emitting element emitting light in a first direction; and a guide member spreading and reflecting the light toward the photosensitive drum in a second direction to direct the emitted light to the surface of the drum.”

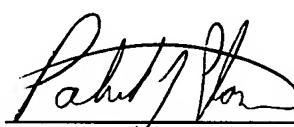
As specified in MPEP 1302.14, “care must be taken to ensure that such reasons are accurate, precise, and do not place unwarranted interpretations, whether broad or narrow, upon the claims.” It is respectfully submitted that the Examiner’s Statement is not an accurate quote with respect to each of the allowed claims, and instead, raises “possible misinterpretations, and possible estoppel effects” (MPEP 1302.04) and accordingly, should be disregarded.

The Examiner’s statement appears to unnecessarily limit the claims to a surface potential changing unit comprising a light emitting element emitting light in a first direction; and a guide member spreading and reflecting the light toward the photosensitive drum in a second direction to direct the emitted light to the surface of the drum. While being useful in understanding the invention, the Examiner’s comments could lead to an unwarranted and unnecessary narrowing interpretation of the claims. Therefore, it is further submitted that the claims should not be interpreted based on the Examiner’s statement.

It is further submitted that the claims are not constrained by such device limitations and that the claims speaks for themselves as to what features are included therein and are their own best evidence as to the reasons for allowance thereof.

STANZIONE & KIM, LLP

Dated: February 23, 2005
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By: 
Patrick J. Stanzione
Registration No. 40,434



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re REISSUE PATENT APPLICATION of

Atty. Ref.:101-R001

Reissue of Patent No. 6,324,373

Granted: November 27, 2001

For: PRE-TRANSFER SYSTEM IN AN IMAGE FORMING APPARATUS

Honorable Commissioner of Patents

and Trademarks

Washington, DC 20231

OFFER TO SURRENDER ORIGINAL LETTER PATENT

Sir:

The undersigned hereby states that I am authorized to act on behalf of Samsung Electronics Co., Ltd., assignee of the entire right, title and interest of U.S. Patent No. 6,324,373, and hereby consent to the filing of the application for reissue of U.S. patent 6,324,373. The undersigned hereby offers to surrender the original U.S. patent No. 6,324,373 when required to do so in these reissue proceedings.

Samsung Electronics Co., Ltd.

Date Feb 15, 2005

A handwritten signature in black ink, appearing to read "LEE" followed by some smaller characters.

Name: Dong-ho LEE

Title: Group General Manager

Intellectual Property Group